



RECEIVED

JUL 21 2003

TC 1700

1264
7/22/03
RHA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

PODREBARAC ET AL

Serial No.: 10/055,196

Filed: 01/23/2002

) Atty Dkt No.: CDT 1746
)
)
) Group Art Unit: 1764
)
)
) Examiner: T. D. DANG
)

For: PROCESS FOR THE UTILIZATION OF REFINERY C4 STREAMS

RESPONSE TO ELECTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action MAILED 07/072003.

REMARKS

An election between the following inventions was required:

Group I- claims 1-6 drawn to a process for production of alkylate, class
585, subclass 332.

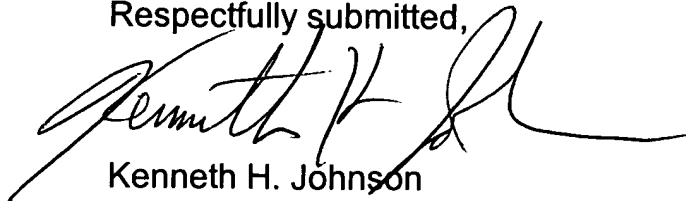
Group II- claims 7-13 drawn to a process for production of gasoline. class
208, subclass 16.

Applicant elects the claims of Group I, claims 1-6 with traverse and subject
to rejoinder of the non elected process claims under the provisions of 35 USC

103(b) in light of *In re Ochiai*, 37 USPQ2d 1127 (fed. cir. 1995)(See 1184 TMOG 86, March 26, 1996).

Applicants urge the examiner to reconsider the restriction as stated. The process claimed in clams 7-13 includes thioetherification, hydrogenation and fractionation . Subclass 16 covers products and compositions ("fuels of internal combustion engines") and is indented under subclass 15 which covers products and compositions ("products and compositions which are claimed or disclosed for use as fuels") which is indented under subclass 14 which covers products and compositions ("only a mixture or blending of mineral oils with each other") which is indented under Class definition 208 which is related to recovery of a purified or modified mineral oil or of coke. The present claims do not relate to products or compositions. Claims 7-13 would also seem to be classified in Class 585, subclass 310 (subclass 332 is indented under 331 which is indented under 310, which is indented under the class definition 585).

Respectfully submitted,



Kenneth H. Johnson
Registration No. 22,966
Attorney for applicants
P.O. Box 630708
Houston, Texas 77263
Telephone: 713-780-7047

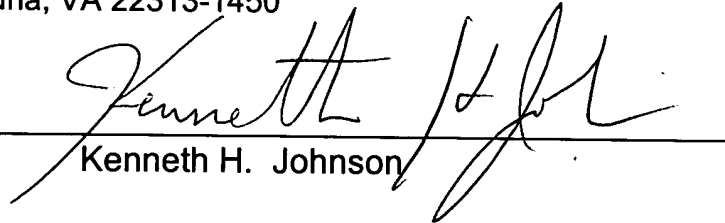
Fax: 713-780 7671

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on 07/11/03


Kenneth H. Johnson